

Please type a plus sign (+) inside this box → [+]

08-27-01

7

PTO/SB/05 (03-01)

Approved for use through 10/31/2002 OMB 0651-0032

Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications
under 37 CFR 1.53(b))

Attorney Docket No.

8270

First Inventor

Raul Victorino Nunes

Assignee

The Procter & Gamble Co.

Title

Beverage Compositions Comprising
Arabinogalactan and Defined Vitamins

Express Mail Label No.

EK952553256US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESS TO:

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)

2. ☐ Applicant claims small entity status
(see 37 CFR §1.27)

3. ☒ Specification Total Pages [32]
(preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☐ Drawing(s) (35 USC §113) Total Sheets ☐

5. Oath or Declaration Total pages [2]

- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR §1.63(d))
(for continuation/divisional with Box 18 complete)

i. ☐ **DELETION OF INVENTORS**

Signed statement attached deleting inventor(s)
named in the prior application,
see 37 CFR §§1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR §1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ Paper

c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))

10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)

11. ☐ English Translation Document (if applicable)

12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations

13. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. ☐ Nonpublication Request under 35 U.S.C.
122(b)(2)(B)(i). Applicant must attach form
PTO/SB/35 or its equivalent.

17. ☐ Other:

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR §1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No. 1

Prior application information:

Examiner: _____

Group/Art Unit: _____

For **CONTINUATION OR DIVISIONAL APPS** only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

27752

Name (Print/Type)

Kelly L. McDow-Dunham

Registration No. (Attorney/Agent)

43,787

Signature

Kelly L. McDow-Dunham

Date

August 24, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

FEE TRANSMITTAL for FY 2001 Patent fees are subject to annual revision.	Complete if Known	
	Application Number	
	Confirmation Number	
	Filing Date	August 24, 2001
	First Named Inventor	Raul Victorino Nunes
	Examiner Name	
	Group/Art Unit	
TOTAL AMOUNT OF PAYMENT (\$) 836.00	Attorney Docket No..	8270

METHOD OF PAYMENT (check one) 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number 16-2480 Deposit Account Name The Procter & Gamble Company <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under status. See 37 CFR §127 37 C.F.R. §§1.16 and 1.17	FEE CALCULATION (continued) 3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>Surcharge-late filing fee or oath</td><td><input type="checkbox"/></td></tr> <tr><td>127</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td><input type="checkbox"/></td></tr> <tr><td>139</td><td>130</td><td>Non-English specification</td><td><input type="checkbox"/></td></tr> <tr><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td><input type="checkbox"/></td></tr> <tr><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>115</td><td>110</td><td>Extension for reply within 1st month</td><td><input type="checkbox"/></td></tr> <tr><td>116</td><td>390</td><td>Extension for reply within 2nd month</td><td><input type="checkbox"/></td></tr> <tr><td>117</td><td>890</td><td>Extension for reply within 3rd month</td><td><input type="checkbox"/></td></tr> <tr><td>118</td><td>1,390</td><td>Extension for reply within 4th month</td><td><input type="checkbox"/></td></tr> <tr><td>128</td><td>1,890</td><td>Extension for reply within 5th month</td><td><input type="checkbox"/></td></tr> <tr><td>119</td><td>310</td><td>Notice of Appeal</td><td><input type="checkbox"/></td></tr> <tr><td>120</td><td>310</td><td>Filing a brief in support of an appeal</td><td><input type="checkbox"/></td></tr> <tr><td>121</td><td>270</td><td>Request for oral hearing</td><td><input type="checkbox"/></td></tr> <tr><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td><input type="checkbox"/></td></tr> <tr><td>140</td><td>110</td><td>Petition to revive - unavoidable</td><td><input type="checkbox"/></td></tr> <tr><td>141</td><td>1,240</td><td>Petition to revive - unintentional</td><td><input type="checkbox"/></td></tr> <tr><td>142</td><td>1,240</td><td>Utility issue fee (or reissue)</td><td><input type="checkbox"/></td></tr> <tr><td>143</td><td>440</td><td>Design issue fee</td><td><input type="checkbox"/></td></tr> <tr><td>144</td><td>600</td><td>Plant issue fee</td><td><input type="checkbox"/></td></tr> <tr><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td><input type="checkbox"/></td></tr> <tr><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td><input type="checkbox"/></td></tr> <tr><td>126</td><td>180</td><td>Submission of Information Disclosure Statement</td><td><input type="checkbox"/></td></tr> <tr><td>146</td><td>710</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td><input type="checkbox"/></td></tr> <tr><td>149</td><td>710</td><td>For each additional invention to be examined (37 CFR §1.129(b))</td><td><input type="checkbox"/></td></tr> <tr><td>179</td><td>710</td><td>Request for Continued Examination (RCE)</td><td><input type="checkbox"/></td></tr> <tr><td>169</td><td>710</td><td>Request for expedited examination of a design application</td><td><input type="checkbox"/></td></tr> <tr><td colspan="3">Other fee (specify) _____</td><td><input type="checkbox"/></td></tr> <tr><td colspan="3">Other fee (specify) _____</td><td><input type="checkbox"/></td></tr> </tbody> </table>	Code	(\$)	Fee Description	Fee Paid	105	130	Surcharge-late filing fee or oath	<input type="checkbox"/>	127	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>	139	130	Non-English specification	<input type="checkbox"/>	147	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>	112	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>	113	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>	115	110	Extension for reply within 1 st month	<input type="checkbox"/>	116	390	Extension for reply within 2 nd month	<input type="checkbox"/>	117	890	Extension for reply within 3 rd month	<input type="checkbox"/>	118	1,390	Extension for reply within 4 th month	<input type="checkbox"/>	128	1,890	Extension for reply within 5 th month	<input type="checkbox"/>	119	310	Notice of Appeal	<input type="checkbox"/>	120	310	Filing a brief in support of an appeal	<input type="checkbox"/>	121	270	Request for oral hearing	<input type="checkbox"/>	138	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>	140	110	Petition to revive - unavoidable	<input type="checkbox"/>	141	1,240	Petition to revive - unintentional	<input type="checkbox"/>	142	1,240	Utility issue fee (or reissue)	<input type="checkbox"/>	143	440	Design issue fee	<input type="checkbox"/>	144	600	Plant issue fee	<input type="checkbox"/>	122	130	Petitions to the Commissioner	<input type="checkbox"/>	123	50	Petitions related to provisional applications	<input type="checkbox"/>	126	180	Submission of Information Disclosure Statement	<input type="checkbox"/>	146	710	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>	149	710	For each additional invention to be examined (37 CFR §1.129(b))	<input type="checkbox"/>	179	710	Request for Continued Examination (RCE)	<input type="checkbox"/>	169	710	Request for expedited examination of a design application	<input type="checkbox"/>	Other fee (specify) _____			<input type="checkbox"/>	Other fee (specify) _____			<input type="checkbox"/>
Code	(\$)	Fee Description	Fee Paid																																																																																																																						
105	130	Surcharge-late filing fee or oath	<input type="checkbox"/>																																																																																																																						
127	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>																																																																																																																						
139	130	Non-English specification	<input type="checkbox"/>																																																																																																																						
147	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>																																																																																																																						
112	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>																																																																																																																						
113	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>																																																																																																																						
115	110	Extension for reply within 1 st month	<input type="checkbox"/>																																																																																																																						
116	390	Extension for reply within 2 nd month	<input type="checkbox"/>																																																																																																																						
117	890	Extension for reply within 3 rd month	<input type="checkbox"/>																																																																																																																						
118	1,390	Extension for reply within 4 th month	<input type="checkbox"/>																																																																																																																						
128	1,890	Extension for reply within 5 th month	<input type="checkbox"/>																																																																																																																						
119	310	Notice of Appeal	<input type="checkbox"/>																																																																																																																						
120	310	Filing a brief in support of an appeal	<input type="checkbox"/>																																																																																																																						
121	270	Request for oral hearing	<input type="checkbox"/>																																																																																																																						
138	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>																																																																																																																						
140	110	Petition to revive - unavoidable	<input type="checkbox"/>																																																																																																																						
141	1,240	Petition to revive - unintentional	<input type="checkbox"/>																																																																																																																						
142	1,240	Utility issue fee (or reissue)	<input type="checkbox"/>																																																																																																																						
143	440	Design issue fee	<input type="checkbox"/>																																																																																																																						
144	600	Plant issue fee	<input type="checkbox"/>																																																																																																																						
122	130	Petitions to the Commissioner	<input type="checkbox"/>																																																																																																																						
123	50	Petitions related to provisional applications	<input type="checkbox"/>																																																																																																																						
126	180	Submission of Information Disclosure Statement	<input type="checkbox"/>																																																																																																																						
146	710	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>																																																																																																																						
149	710	For each additional invention to be examined (37 CFR §1.129(b))	<input type="checkbox"/>																																																																																																																						
179	710	Request for Continued Examination (RCE)	<input type="checkbox"/>																																																																																																																						
169	710	Request for expedited examination of a design application	<input type="checkbox"/>																																																																																																																						
Other fee (specify) _____			<input type="checkbox"/>																																																																																																																						
Other fee (specify) _____			<input type="checkbox"/>																																																																																																																						
FEE CALCULATION 1. BASIC FILING FEE - Large Entity <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>101</td><td>710</td><td>Utility filing fee</td><td><input checked="" type="checkbox"/></td></tr> <tr><td>106</td><td>320</td><td>Design filing fee</td><td><input type="checkbox"/></td></tr> <tr><td>107</td><td>490</td><td>Plant filing fee</td><td><input type="checkbox"/></td></tr> <tr><td>108</td><td>710</td><td>Reissue filing fee</td><td><input type="checkbox"/></td></tr> <tr><td>114</td><td>150</td><td>Provisional filing fee</td><td><input type="checkbox"/></td></tr> <tr> <td colspan="2">SUBTOTAL (1)</td> <td>(\$)</td> <td>[710]</td> </tr> </tbody> </table>	Code	(\$)	Fee Description	Fee Paid	101	710	Utility filing fee	<input checked="" type="checkbox"/>	106	320	Design filing fee	<input type="checkbox"/>	107	490	Plant filing fee	<input type="checkbox"/>	108	710	Reissue filing fee	<input type="checkbox"/>	114	150	Provisional filing fee	<input type="checkbox"/>	SUBTOTAL (1)		(\$)	[710]																																																																																													
Code	(\$)	Fee Description	Fee Paid																																																																																																																						
101	710	Utility filing fee	<input checked="" type="checkbox"/>																																																																																																																						
106	320	Design filing fee	<input type="checkbox"/>																																																																																																																						
107	490	Plant filing fee	<input type="checkbox"/>																																																																																																																						
108	710	Reissue filing fee	<input type="checkbox"/>																																																																																																																						
114	150	Provisional filing fee	<input type="checkbox"/>																																																																																																																						
SUBTOTAL (1)		(\$)	[710]																																																																																																																						
2. EXTRA CLAIM FEES - Large Entity <table border="1"> <thead> <tr> <th></th> <th>Extra Claims</th> <th>Below Fee</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>[27] - 20** = [7]</td> <td>x [18]</td> <td>= [126]</td> </tr> <tr> <td>Independent Claims</td> <td>[2] - 3** = [0]</td> <td>x [0]</td> <td>= [0]</td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td>[0]</td> <td>= [0]</td> </tr> </tbody> </table> <p>** or number previously paid, if greater; For Reissues, see below</p> <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>103</td><td>18</td><td>Claims in excess of 20</td></tr> <tr><td>102</td><td>80</td><td>Independent claims in excess of 3</td></tr> <tr><td>104</td><td>270</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>109</td><td>80</td><td>**Reissue independent claims over original patent</td></tr> <tr><td>110</td><td>18</td><td>**Reissue claims in excess of 20 & over original patent</td></tr> <tr> <td colspan="2">SUBTOTAL (2)</td> <td>(\$) [126]</td> </tr> </tbody> </table>		Extra Claims	Below Fee	Fee Paid	Total Claims	[27] - 20** = [7]	x [18]	= [126]	Independent Claims	[2] - 3** = [0]	x [0]	= [0]	Multiple Dependent		[0]	= [0]	Code	(\$)	Fee Description	103	18	Claims in excess of 20	102	80	Independent claims in excess of 3	104	270	Multiple dependent claim, if not paid	109	80	**Reissue independent claims over original patent	110	18	**Reissue claims in excess of 20 & over original patent	SUBTOTAL (2)		(\$) [126]	* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$) [0]																																																																																			
	Extra Claims	Below Fee	Fee Paid																																																																																																																						
Total Claims	[27] - 20** = [7]	x [18]	= [126]																																																																																																																						
Independent Claims	[2] - 3** = [0]	x [0]	= [0]																																																																																																																						
Multiple Dependent		[0]	= [0]																																																																																																																						
Code	(\$)	Fee Description																																																																																																																							
103	18	Claims in excess of 20																																																																																																																							
102	80	Independent claims in excess of 3																																																																																																																							
104	270	Multiple dependent claim, if not paid																																																																																																																							
109	80	**Reissue independent claims over original patent																																																																																																																							
110	18	**Reissue claims in excess of 20 & over original patent																																																																																																																							
SUBTOTAL (2)		(\$) [126]																																																																																																																							

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Kelly L. McDow-Dunham	Registration No. (Attorney/Agent)	43,787
Signature	<i>Kelly L. McDow-Dunham</i>	Telephone	(513) 634-0102
		Date	August 24, 2001

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.

